IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 23RD MARCH 2007 / 2ND CHAITHRA 1929

Crl.Rev.Pet.No. 1294 of 2007

CRA.76/2000 of THE ADDL.SESSIONS JUDGE, FAST TRACK(ADHOC) NO.II, THIRUVANANTHAPURAM.
CC.128/1998 of JUDL. MAGISTRATE OF FIRST CLASS COURT-I, TRIVANDRUM

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REVN. PETITIONER/APPELLANT/ACCUSED:

M. THAHA, T.C.NO. 34/1249, AIRPORT ROAD, VALLAKKADAVU, THIRUVANANTHAPURAM.

BY ADV. SRI.PEARSON S.FERNANDEZ

RESPONDENTS:
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1. STATE OF KERALA REPRESENTED BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

2. MATHEW SIMON, KULATHAKAL, T.C.NO. 226/2099 TUTOORS LANE, STATUE, THIRUVANANTHAPURAM.

R1 BY PUBLIC PROSECUTOR MR. C.M. KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 23-3-2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P.NO.1294 of 2007

DATED THIS THE 23rd day of March 2007

ORDER

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced, as modified by the appellate court, to undergo imprisonment till the rising of the court and to pay a sum of Rs.1,80,000/- as compensation to the complainant under Section 357(3)Cr.P.C. and in defualt to undergo simple imprisonment for one month. Counsel for the revision petitioner has only sought for time to pay the compensation amount.

In the circumstances, the conviction and sentence is confirmed. The revision petitioner is granted six months time to pay the amount of compensation less the amount in deposit, if any. The revision petitioner shall appear before the Judicial First Class Magistrate-I, Thiruvananthapuram on 24-4-2007 to receive sentence. The Crl.revision petition is disposed of accordingly.

K.R.UDAYABHANU, JUDGE

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